

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DAVID CANTRELL,
Plaintiff,

v.

J. CARTER *et al.*,
Defendants.

Case No. C05-5459RBL

ORDER TO AMEND THE
COMPLAINT AND CAUTIONING
PLAINTIFF

This Civil Rights action has been referred to the undersigned Magistrate Judge pursuant to Title 28 U.S.C. § 636(b)(1)(B). Plaintiff has been granted *in forma pauperis* status. (Dkt. # 4). The original complaint was two pages long and seemed to allude to denial or theft of personal property. (Dkt. # 5). That complaint named only subdivisions of agencies and was deficient. Plaintiff was ordered to amend and filed an amended document that is convoluted and confusing. (Dkt. # 10). The document is on a civil rights complaint form but references a “habeas corpus” check list. (Dkt. # 10, page 5). The relief section of the complaint asks for forms.

The pleading does not conform to Fed. R. Civ. P. 8 (a) and (e)(1). A complaint must be a short plain statement concerning the courts jurisdiction, a short plain statement of the claim, and a demand for relief. The document submitted by plaintiff does not comply with the Federal Rule and

ORDER

1 will not be accepted.

2 Plaintiff is directed to file a second amended complaint that complies with the federal rules of
3 civil procedure. Plaintiff will have until **November 18th, 2005** to file the second amended complaint.

4 Failure to file a document that complies with the federal rules of civil procedure will result in
5 a Report and Recommendation that this action be dismissed for failure to state a claim.

6 The clerk is directed to file send plaintiff a copy of this order and a civil rights form and note
7 the **November 18th, 2005** date on the court's calendar.

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9 DATED this 11th day of October, 2005.

10 /S/ J. Kelley Arnold

11 J. Kelley Arnold

12 United States Magistrate Judge
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28 ORDER